

IN THE UNITED STATES PATENT & TRADEMARK OFFICE

Re: Application of: **Gerhard BERGER, et al.**
Serial No.: 10/521,515
Filed: January 18, 2005 as national phase of International Patent
Application PCT/DE2003/002200, filed July 2, 2003
For: **DEVICE AND METHOD FOR HUMIDIIFYING A GAS
FLOW**

Mail Stop: PCT
Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-1450

October 11, 2005

RESPONSE TO NOTIFICATION OF MISSING REQUIREMENTS

Sir:

In response to the Notification of Missing Requirements, dated September 26, 2005, a copy of which is enclosed, please find a copy of an executed Declaration/Power of Attorney form signed by the inventors and a check in the amount of \$130.00 covering the filing surcharge.

If any additional fees are deemed to be due at this time, the Assistant Commissioner is authorized to charge payment of the same to Deposit Account No. 50-0552.

10/20/2005 ATRAN1 00000113 10521515

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Respectfully submitted,

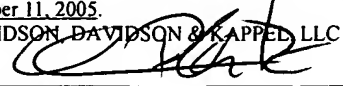
DAVIDSON, DAVIDSON & KAPPEL, LLC

By 
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I hereby certify that the documents referred to as attached therein and/or fee are being deposited with the United States Postal Service as "first class mail" with sufficient postage in an envelope addressed to "Mail Stop: PCT, Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450" on October 11, 2005.

DAVIDSON, DAVIDSON & KAPPEL, LLC

BY: 
Oliver Platz



UNITED STATES PATENT AND TRADEMARK OFFICE

Rec'd PCT/PTO 14 OCT 2005

UNITED STATES DEPARTMENT OF COMMERCE
 United States Patent and Trademark Office
 Address: COMMISSIONER FOR PATENTS
 P.O. Box 1450
 Alexandria, Virginia 22313-1450
 www.uspto.gov

U.S. APPLICATION NUMBER NO.	FIRST NAMED APPLICANT	ATTY. DOCKET NO.
10/521,515	Gerhard Berger	510.1116

INTERNATIONAL APPLICATION NO.

PCT/DE03/02200

I.A. FILING DATE	PRIORITY DATE
07/02/2003	07/18/2002

23280

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 OCT 04 2005

DAVIDSON, DAVIDSON & KAPPEL

CONFIRMATION-NO. 2109

371 FORMALITIES LETTER

OC000000016832990

OC000000016832990

Date Mailed: 09/26/2005

NOTIFICATION OF MISSING REQUIREMENTS UNDER 35 U.S.C. 371 IN THE UNITED STATES DESIGNATED/ELECTED OFFICE (DO/EO/US)

The following items have been submitted by the applicant or the IB to the United States Patent and Trademark Office as a Designated / Elected Office (37 CFR 1.495).

- Copy of the International Application filed on 01/18/2005
- English Translation of the IA filed on 01/18/2005
- Copy of the International Search Report filed on 01/18/2005
- Preliminary Amendments filed on 01/18/2005
- Information Disclosure Statements filed on 01/18/2005
- Oath or Declaration filed on 01/18/2005
- U.S. Basic National Fees filed on 01/18/2005
- Priority Documents filed on 01/18/2005
- Specification filed on 01/18/2005
- Claims filed on 01/18/2005
- Abstracts filed on 01/18/2005
- Drawings filed on 01/18/2005

Im 10/5/05
4/26/06 Missing Parts (Deadline)
11/26/05 Missing Parts (Due date)
10/26/05 Reminder
11/16/05 Reminder
CSK/WCK/OP

The applicant needs to satisfy supplemental fees problems indicated below.

The following items **MUST** be furnished within the period set forth below in order to complete the requirements for acceptance under 35 U.S.C. 371:

- Oath or declaration of the inventors, in compliance with 37 CFR 1.497(a) and (b), identifying the application by the International application number and international filing date. The current oath or declaration does not comply with 37 CFR 1.497(a) and (b) in that it:
 - is not executed in accordance with either 37 CFR 1.66 or 37 CFR 1.68.
- To avoid abandonment, a surcharge (for late submission of filing fee, search fee, examination fee or oath or declaration) as set forth in 37 CFR 1.492(h) of \$130 for a non-small entity, must be submitted with the

missing items identified in this letter.

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SUMMARY OF FEES DUE:

Total additional fees required for this application is \$130 for a Large Entity:

- \$130 Surcharge.

ALL OF THE ITEMS SET FORTH ABOVE MUST BE SUBMITTED WITHIN TWO (2) MONTHS FROM THE DATE OF THIS NOTICE OR BY 32 MONTHS FROM THE PRIORITY DATE FOR THE APPLICATION, WHICHEVER IS LATER. FAILURE TO PROPERLY RESPOND WILL RESULT IN ABANDONMENT.

The time period set above may be extended by filing a petition and fee for extension of time under the provisions of 37 CFR 1.136(a).

Applicant is reminded that any communications to the United States Patent and Trademark Office must be mailed to the address given in the heading and include the U.S. application no. shown above (37 CFR 1.5)

*A copy of this notice **MUST** be returned with the response.*

KAREN R MCLEAN

Telephone: (703) 308-9140 EXT 214

PART 1 - ATTORNEY/APPLICANT COPY

U.S. APPLICATION NUMBER NO.	INTERNATIONAL APPLICATION NO.	ATTY. DOCKET NO.
10/521,515	PCT/DE03/02200	510.1116